

THE STATE OF NEW HAMPSHIRE

SUPREME COURT

In Case No. 2005-0744, Appeal of Robert Steele d/b/a Hampshire Pewter & a., the court on July 28, 2006, issued the following order:

The employer, Robert Steele d/b/a Hampshire Pewter, appeals an order of the workers' compensation appeals board (board) finding that Thomas Carpino was its employee. Based upon the record before us and the oral argument of the parties, we find no error in the board's ruling. See RSA 281-A:2, VI (b)(1) (1999) (establishing statutory presumption that person who performs services for pay for an employer is employee); Appeal of Ann Miles Builder, 150 N.H. 315, 317-20 (2003) (setting forth appellate standard of review of board decisions and analysis to be employed in applying RSA 281-A:2, VI (b)(1) statutory presumption).

Affirmed.

Broderick, C.J., and Dalianis and Galway, JJ., concurred.

**Eileen Fox,
Clerk**